UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

TREY G. WILSON,

Civil Case Number 03-CV-0397 (DNH/GJD)

Plaintiff,

VS.

DONALD BOWDEN; RICK PALUMBO; RICHARD ROSE; 2001/2002 CANAJOHARIE SCHOOL BOARD; CANAJOHARIE POLICE DEPARTMENT;

Defendants.

PARTIAL STIPULATION OF DISCONTINUANCE

It is hereby stipulated and agreed, by and between the undersigned, who are attorneys of record for all parties, that whereas no party is an infant or incompetent person for whom a committee has been appointed, and no person not as party has an interest in the subject matter of the action:

All claims brought against CANAJOHARIE POLICE DEPARTMENT and THE VILLAGE OF CANAJOHARIE and Their employees Individually and in Their Official Capacities contained in the Complaint filed on March 21, 2003 and any and all claims cross-claims or counter-claims stemming from any arrest or detention of plaintiff Trey G. Wilson, up through and including December 31, 2003 are DISCONTINUED WITH PREJUDICE.

This stipulation may be filed without further notice with the Clerk of the Court.

DATED:

June 17, 2005

June <u>/6</u>, 2005 DATED:

GIRVIN & FERLAZZO, P.C.

Bar Roll No.: 506443

Attorneys for Canajoharie School

District, Board of Education Rick Palumbo, Donald Bowden

Richard Rose

20 Corporate Woods Blvd.

Albany, New York

Tel: (518) 462-0300 (518) 462-5037 Fax:

DATED:

June **22**, 2005

Gabrielle Mardany Hope

Bar Roll No.: 510619 Attorneys for Canajoharie Police Dept.

PETRONE & PETRONE, P.C.

1624 Genesee Street Utica, New York 13502 (315) 735-7566 Tel:

(315) 735-5368 Fax:

NAPIERSKI, VANDENBURGH & NAPIERSKI, LLP

Shawn F. Brousseau Bar Roll No.: 509138

Attorney for Plaintiff Trey G. Wilson

296 Washington Ave. Ext. Albany, New York 12203 Tel: (518) 862-9292

(518) 862-1519 Fax:

SO ORDERED:

July 19, 2005 - (19,1811)

Hon. Gustave J. DiBianco